

Before the
Federal Communications Commission
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
The Use of N11 Codes) CC Docket No. 92-105
and Other Abbreviated)
Dialing Arrangements)

To: The Commission

REPORT ON IMPLEMENTATION OF 711 ACCESS TO TELECOMMUNICATIONS RELAY SERVICES

Easterbrooke Cellular Corporation ("Easterbrooke")¹, by its attorneys, pursuant to the Federal Communications Commission's ("FCC" or "Commission") *Second Report and Order* ("2nd R&O") in the above-referenced Docket,² hereby respectfully submits a "jeopardy" report describing why it may not be possible for Easterbrooke to resolve the implementation issues to offer 711 access to the Telecommunications Relay Services ("TRS") in a timely manner, and thus why Easterbrooke may not be compliant with Sections 64.603 and 64.604(C)(2) of the Commission's Rules as of October 1, 2001. In light of the foregoing, Easterbrooke states as follows:

In support whereof, the following is shown:

1. In its 2nd R&O, the FCC amended its rules thus mandating that every common carrier rendering telephone voice transmission service offer by October 1, 2001, access by the 711 dialing code to all relay services as a toll free call,³ as well as conduct by that date education and outreach programs designed to improve public awareness and comprehension of 711 access

Director's 015
CODE

¹ Easterbrooke is the Cellular Radiotelecommunications Service licensee of station KNKN 739, authorized to serve Cellular Market Area 705A, otherwise known as the West Virginia 5-Tucker Rural Service Area ("RSA").

² In the Matter of the Use of N11 Codes and Other Abbreviated Dialing Arrangements, CC Docket No. 92-105. FCC 00-257, 15 FCC Rcd 15188. *Second Report and Order*, (rel. August 9, 2000) ("2nd R&O").

³ 47 C.F.R. § 64.603, as amended by the 2nd R&O.

to TRS.⁴ Notwithstanding those requirements, the FCC simultaneously announced that wireless carriers who suspect they may be unable to fulfill such 711 implementation requirements by October 1, 2001 should submit a report to the Commission within four (4) months of the 2nd R&O's October 11, 2001 effective date, thereby identifying that their ability to comply with the October 1, 2001 deadline is in jeopardy. By its current action, Easterbrooke has timely filed the requisite report.

2. Easterbrooke presently renders analog cellular service in the West Virginia 5-Tucker RSA, and anticipates that by the second quarter of 2001, it will augment that service offering with the provision of TDMA digital cellular service. Unquestionably, Easterbrooke is committed to manifesting compliance with the requirements imposed by Section 64.603 and 64.604 (C)(2) of the Commission's Rules to afford hearing-impaired individuals TTY access over its wireless network via the 711 dialing code, as well as fulfilling its education and outreach obligations to the public with respect to the availability of such 711 TTY access. Easterbrooke will have the ability and so intends to route calls to a TRS provider by 711 on a toll free basis. However, digital subscriber equipment currently is not commercially available from handset equipment vendors. Thus, were that unavailability to persist through October 1, 2001, Easterbrooke would be unable to offer by that date to digital subscribers over its network wireless TTY access via the 711 dialing code or, for that matter, any other TTY access number. Indeed, in its discussions regarding 711 access to TRS which it has had with ETAS, the support group for Nortel, Easterbrooke's equipment supplier, Easterbrooke has personally been apprised of the unavailability of the requisite equipment.

3. Easterbrooke can and will effectuate 711 call routing functionality on a timely basis. Its analog handset subscribers should be capable of fully utilizing their TTY devices with the Easterbrooke system and their analog handsets. By contrast, the specific details of a timeline

⁴ 47 C.F.R. § 64.604(C)(2), as amended by the 2nd R&O.

to implement 711 access to TRS via TTY devices over the digital wireless network Easterbrooke will be installing, as well as other issues regarding such implementation relating to the technical specifications of the subscriber equipment that currently is being developed to provide TTY compatible service, are matters beyond Easterbrooke's knowledge as a licensee. Those matters should properly be addressed by the equipment vendors themselves who are directly engaged in the development of such compliant equipment. Until the necessary subscriber interface equipment is commercially available and full network capability has been established, Easterbrooke would find it impossible, with respect to the digital subscribers it will serve, to manifest compliance with Section 64.604(C)(2) of the Rules. Since ongoing education and outreach programs identifying the availability of 711 access to TRS for digital subscribers must be linked to the availability of subscriber TTY devices to enable full 711 access to TRS, any requirement that Easterbrooke engage in those educational and outreach efforts by October 1, 2001 at the latest, would be premature in the chance of that equipment availability.

4. In the 2nd R&O, the Commission requested that parties seeking to file jeopardy reports such as the instant submission provide the name(s) and necessary contact information for the individual(s) participating in any collaborative efforts to meet the implementation requirements for affording 711 access to TRS. In Easterbrooke's case, that individual is Andrew Havlik. Mr. Havlik may be reached at the offices of Douglas Telecommunications, Inc., the company which manages Easterbrooke's operations. Douglas Telecommunications, Inc.'s address is 4040 Civic Center Drive, Suite 530, San Rafael, California 94903. Mr. Havlik's telephone number is (415)-479-4800, and his facsimile number is (415) 446-2200.

WHEREFORE THE PREMISES CONSIDERED, Easterbrooke Cellular Corporation reiterates that once the issues surrounding TTY access over digital networks are satisfactorily resolved, it will comply with Sections 64.603 and 64.604(C)(2) of the Commission's Rules. Unfortunately, at this juncture, in the absence of significant advancement on the part of digital

handset manufacturers to produce the requisite equipment, Easterbrooke Cellular Corporation believes that its ability to demonstrate by October 1, 2001 711 compliance with respect to digital subscribers is in jeopardy.

Respectfully submitted,

Easterbrooke Cellular Corporation

A handwritten signature in black ink, appearing to read "Michael F. Morrone", written over a horizontal line.

Michael F. Morrone

Its Attorney

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February 9, 2001

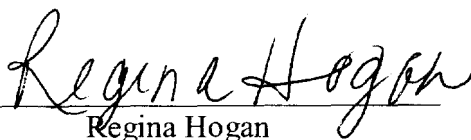
CERTIFICATE OF SERVICE

I, Regina Hogan, a secretary with the law firm of Keller and Heckman LLP, do hereby certify that I have this 9th day of February, 2001, filed the foregoing "REPORT ON IMPLEMENTATION OF 711 ACCESS TO TELECOMMUNICATIONS RELAY SERVICE" electronically with the Federal Communications Commission. In addition, on this date, I have sent copies of this Report via hand delivery to the following:

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